

REGULAR MEETING
Tuesday, May 6, 2014
DUBLIN CIVIC CENTER, 100 Civic Plaza
DUBLIN CITY COUNCIL
A G E N D A

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CALL TO ORDER & CLOSED SESSION 6:30 P.M.

- I. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: Alameda County Assessor's Parcel Nos. Assessor's Parcel No. 986-0034-002 (Parcel C) and 006 (Parcel 3)
Agency negotiator: Chris Foss, City Manager
Negotiating party: Alameda County Surplus Property Authority
Under negotiation: Price and terms of payment
- II. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: 10+/- acre parcel located about 1,100 feet east of intersection of Fallon Road and Central Parkway and south of proposed Central Parkway extension (APN 985-98-2)
Agency negotiator: Chris Foss, City Manager
Negotiating parties: Dublin Unified School District
Under negotiation: Price and terms of payment
- III. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
(Paragraph (1) of subdivision (d) of Section 54956.9)
Alameda Creek Alliance v. City of Dublin, Alameda County Superior Court Case No. RG14718255

REGULAR MEETING 7:00 PM

- 1. **CALL TO ORDER AND PLEDGE OF ALLEGIANCE TO THE FLAG**
- 2. **REPORT ON CLOSED SESSION**
- 3. **ORAL COMMUNICATIONS**
 - 3.1. **Presentation of Recognition to Jose Tamayo (MCE)** [\[STAFF REPORT\]](#)
The City Council will present a certificate of recognition to Dublin's maintenance worker Jose Tamayo of MCE Corporation for his heroic efforts in saving the lives of two children on April 20, 2014.
STAFF RECOMMENDATION:
Present certificate of recognition.
 - 3.2. **Recognition of Achievement: Rhea Mittr, National Geographic California State Bee**
[\[STAFF REPORT\]](#)
The City Council will recognize Quarry Lane sixth grader, Rhea Mittr, for her third place victory in the 2014 National Geographic California State Bee.
STAFF RECOMMENDATION:

Present certificate of recognition.

3.3. Introduction to Alameda County Fire Department Chief David Rocha [\[STAFF REPORT\]](#)

The City Council will welcome newly appointed Alameda County Fire Chief David Rocha.

STAFF RECOMMENDATION:

Welcome Chief Rocha.

3.4. Acknowledgement of Rotary Superstars [\[STAFF REPORT\]](#)

Ms. Janine Thalblum, President of the Dublin Rotary Club, will recognize the winners of the Dublin Rotary Superstars from the City of Dublin, Alameda County Fire Department, Alameda County Sheriff's Office, and the Dublin Unified School District.

STAFF RECOMMENDATION:

Receive the presentation.

3.5. Introduction and Re-Introduction of New Employees: Linda Smith, Lori Taylor, and Richard Ash [\[STAFF REPORT\]](#)

Two new members of City Staff will be introduced: Lori Taylor, Economic Development Director/Public Information Officer, City Manager's Office, and Richard Ash, Information Systems Technician I, Administrative Services Department. Linda Smith will be re-introduced as the City's new Assistant City Manager.

STAFF RECOMMENDATION:

Welcome City of Dublin Staff members.

3.6. Acceptance of Gifts to City from St. Patrick's Day Event Sponsors [\[STAFF REPORT\]](#)

The City Council will recognize the sponsors that provided monetary, as well as in-kind, donations to support the City of Dublin's 31st Annual St. Patrick's Day Celebration and Shamrock 5k Fun Run and Walk on March 15-16, 2014.

STAFF RECOMMENDATION:

Recognize the sponsors and formally accept the contributions.

3.7. 2014 Business Anniversary Awards [\[STAFF REPORT\]](#)

The City Council will recognize those businesses that have been in Dublin 20, 25, 30, 35, 40, 45 and 50 years.

STAFF RECOMMENDATION:

Recognize those businesses that have been in Dublin 20, 25, 30, 35, 40, 45, and 50 years.

3.8. Resolution Proclaiming May 9 - May 18, 2014 Affordable Housing Week [\[STAFF REPORT\]](#)

The City Council will recognize East Bay Housing Organizations and proclaim it Affordable Housing Week from May 9-18, 2014.

STAFF RECOMMENDATION:

Recognize East Bay Housing Organizations (EBHO) for their efforts in preserving, protecting and expanding affordable housing opportunities throughout Alameda County by proclaiming May 9 - May 18, 2014, as Affordable Housing Week.

3.9. Public Comments

At this time, the public is permitted to address the City Council on non-agendized items. Please step to the podium and clearly state your name for the record. COMMENTS SHOULD NOT EXCEED THREE (3) MINUTES. In accordance with State Law, no action or discussion may take place on any item not appearing on the posted agenda. The Council may respond to statements made or questions asked, or may request Staff to report back at a future meeting concerning the matter. Any member of the public may contact the City Clerk's Office related to the proper procedure to place an item on a future City Council agenda. The exceptions under which the City Council MAY discuss and/or take action on items not appearing on the agenda are contained in Government Code Section 54954.2(b)(1)(2)(3).

4. CONSENT CALENDAR

Consent Calendar items are typically non-controversial in nature and are considered for approval by the City Council with one single action. Members of the audience, Staff or the City Council who would like an item removed from the Consent Calendar for purposes of public input may request the Mayor to remove the item.

4.1. Minutes of the April 15, 2014 City Council Meeting [\[STAFF REPORT\]](#)

The City Council will consider approval of the minutes of the April 15, 2014 Regular City Council meeting.

STAFF RECOMMENDATION:

Approve the minutes of the April 15, 2014 Regular City Council meeting.

4.2. Award of Bid - Contract 14-01 Crosswalk Improvements at Amador Valley Boulevard [\[STAFF REPORT\]](#)

The Crosswalk Improvements at Amador Valley Boulevard (Between Regional Street and Starward Drive) will install pedestrian actuated flashing beacons (Rectangular Rapid Flashing Beacons), construct median and driveway improvements, and improve signing and striping to minimize traffic conflicts and improve pedestrian safety.

STAFF RECOMMENDATION:

Adopt a **Resolution** Awarding Contract No. 14-01, Crosswalk Improvements at Amador Valley Boulevard (Between Regional Street and Starward Drive) to Tennyson Electric, Inc. as the lowest responsible bidder and authorizing the City Manager or his designee to approve Change Orders for the project up to the contingency amount of \$15,000; and 2) Approve the Budget Change.

4.3. Adoption of Ordinance Relating to Animal Control Appeals [\[STAFF REPORT\]](#)

The City Council will consider amendments to Section 5.36 of the Dublin Municipal Code (“Code”) to provide clarity and consistency regarding the process for handling appeals after it was recently determined by City staff that portions of the Code dealing with animal control appeals are internally inconsistent.

STAFF RECOMMENDATION:

Waive the reading and INTRODUCE an Ordinance amending Chapter 5.36 to the Dublin Municipal Code.

4.4. Purchase and Sale Agreement for Acquisition of Parcels for Community Parkland [\[STAFF REPORT\]](#)

The City Council will consider approval of a Purchase and Sale Agreement to acquire two parcels of land from the Alameda County Surplus Property Authority (ACSPA) for use as Community Parkland in the Dublin Crossing Development.

STAFF RECOMMENDATION:

Adopt a **Resolution** Approving a Purchase and Sale Agreement with the Alameda County Surplus Property Authority for the Purchase of Two Parcels at the Corner of Dublin Boulevard and Arnold Drive.

4.5. Approval of Consulting Services Agreement with Fehr and Peers Associates, INC., for the Update of Downtown Traffic Impact Fee [\[STAFF REPORT\]](#)

The City Council will consider approval of a consultant services agreement for the update to the Downtown Traffic Impact Fee (DTIF). The update is scheduled to be prepared after the adoption of the City of Dublin Bicycle and Pedestrian Master Plan (Plan). Staff is recommending hiring one of the City’s on-call professional consultants, Fehr and Peers Associates, to assist staff in the DTIF update.

STAFF RECOMMENDATION:

Adopt a **Resolution** Approving the Consulting Services Agreement with Fehr and Peers for the Development of Downtown Traffic Impact Fee Update.

5. WRITTEN COMMUNICATION – None.

6. PUBLIC HEARINGS

6.1. Amendments to the Downtown Dublin Specific Plan (DDSP) [\[STAFF REPORT\]](#)

The City Council will consider General Plan and Specific Plan Amendments for changes proposed to the Downtown Dublin Specific Plan (DDSP) and an Addendum to the DDSP EIR. The proposed changes include increasing the number of residential units permitted in the Downtown by 1,200 units and decreasing the amount of commercial square footage permitted by 773,000 square feet, creating

minimum density thresholds for the Transit-Oriented and Retail Districts, and restricting residential development on the west side of San Ramon Road in the Retail District. Other minor amendments are also included. No specific development is proposed as a part of this project, and Site Development Review approval will be required before any new construction could commence. An Addendum to the EIR has been prepared which concludes that all potential environmental effects were adequately addressed in the original EIR.

STAFF RECOMMENDATION:

Conduct the public hearing, deliberate, and, 1) Take a straw vote regarding the proposed General Plan Amendment; 2) Adopt a **Resolution** Adopting an Addendum to the Downtown Dublin Specific Plan EIR related to increasing the number of residential units and decreasing the amount of non-residential square footage permitted in Downtown Dublin; and 3) Adopt a **Resolution** amending the Downtown Dublin Specific Plan (DDSP) to allow an increase in the number of residential units permitted in the DDSP by 1,200 units, decrease the amount of non-residential square footage permitted by 773,000 square feet, create minimum density thresholds for the Transit-Oriented and Retail Districts, and restrict residential development west of San Ramon Road in the Retail District.

7. UNFINISHED BUSINESS

7.1. Jordan Ranch Neighborhood Park Play Area Design [\[STAFF REPORT\]](#)

In January 2014, the City Council unanimously approved the conceptual site plan for Jordan Ranch Neighborhood Park. The City Council requested Staff to return with additional information and detailed design options for the playground areas. Staff is seeking City Council approval of the preferred play area option for this park.

STAFF RECOMMENDATION:

Approve Option Two as the preferred playground for the park.

7.2. Public Art for the Emerald Glen Recreation and Aquatic Complex [\[STAFF REPORT\]](#)

The City Council will consider approval of the public artwork recommended for the Emerald Glen Recreation and Aquatic Complex.

STAFF RECOMMENDATION:

Take the following actions by motion: 1) Approve the proposed artwork and authorize the City Manager to negotiate an agreement for City Council consideration with Todji Kurtzman for the design, fabrication and installation of the public artwork at the Recreation and Aquatic Complex; and 2) Direct Staff to retain the following artists in a pre-approved group for consideration for the public art projects planned at Fallon Sports Park and John Monego Court: Troy Corliss; Benjamin Ball-Gaston Nogues; Blessing Hancock; Todji Kurtzman; Heath Satow; Christopher Weed; and Susan Zoccola.

7.3. Bid Results for Positano Hills Park - Playground Contract #14-04 [\[STAFF REPORT\]](#)

The City Council is being asked to consider the conditional award of the contract to expand the playground at Positano Hills Park, subject to further negotiation with the contractor.

STAFF RECOMMENDATION:

Conditionally award the contract to Suarez and Munoz Construction, subject to further negotiation with the contractor.

8. NEW BUSINESS

8.1. Authorizing Support for the East Bay Broadband Consortium's "Get Fast Pledge," an Effort to Provide Broadband Technology to all Californians [\[STAFF REPORT\]](#)

The City Council will consider authorizing the City's signing and submittal of the East Bay Broadband Consortium's Let's Get Fast Pledge, which states that the City understands and recognizes the critical importance of strong broadband services within the Dublin community.

STAFF RECOMMENDATION:

Authorize the signing and submittal of the East Bay Broadband Consortium's Let's Get Fast Pledge.

8.2. Resolution Authorizing the City of Dublin to enter into a Public Participating Jurisdiction Agreement with the Cities of Pleasanton and Livermore and the County of Alameda for repayment of United States Department of Housing and Urban Development loan to support Axis Community Health Clinic Expansion [\[STAFF REPORT\]](#)

The purpose of the resolution is to authorize the City of Dublin (the “City”) to enter into a Public Participating Jurisdiction Agreement with the Cities of Pleasanton (as lead agency) and Livermore, and the County of Alameda. The City of Pleasanton is applying for a Section 108 Loan through the Department of Housing and Urban Development for \$1.25 million to provide funding for the improvement of the new healthcare facility acquired by Axis Community Health (“Axis”). The project, which is a key priority in the 2011 Tri-Valley Human Services Needs Assessment, would enable Axis to more than double its capacity to serve low-income residents and meet the growing health care needs within the Tri-Valley. Should the loan be approved, the Public Participating Jurisdiction Agreement will allocate repayment responsibility among the participating public agencies, including the City of Dublin.

STAFF RECOMMENDATION:

Adopt a **Resolution** Authorizing the City of Dublin to Enter Into a Public Participating Jurisdiction Agreement with the Cities of Pleasanton and Livermore and the County of Alameda for Repayment of United States Department of Housing and Urban Development Loan to Support the Axis Community Health Clinic Expansion.

8.3. FY 2013-14 3rd Quarter Financial Review [\[STAFF REPORT\]](#)

The City Council will receive a budget update for the third quarter of the current fiscal year. This update also includes information on the City’s General Fund reserves.

STAFF RECOMMENDATION:

Adopt a **Resolution** Approving a Third Quarter Budget Amendment to the City of Dublin’s Fiscal Year 2013-14 Budget, and approve the Budget Change.

9. OTHER BUSINESS - Brief INFORMATION ONLY reports from Council and/or Staff, including Committee Reports and Reports by Council related to Meetings Attended at City Expense (AB1234).

10. ADJOURNMENT - In memory of Staff Sgt. Sean Diamond and our fallen troops.

This AGENDA is posted in accordance with Government Code Section 54954.2(a)

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Mission

The City of Dublin promotes and supports a high quality of life which ensures a safe and secure environment that fosters new opportunities.

Vision

Dublin is a vibrant city committed to its citizens, natural resources, and cultural heritage. As Dublin grows, it will balance history with progress, to sustain an enlightened, economically balanced and diverse community.

Dublin is unified in its belief that an engaged and educated community encourages innovation in all aspects of City life, including programs to strengthen our economic vitality, and support environmental stewardship and sustainability through the preservation of our natural surroundings. Dublin is dedicated to promoting an active and healthy lifestyle through the creation of first-class recreational opportunities, facilities and programs.